

Express Mail Label No.: EL947115045US

Date of Deposit: June 25, 2002

PATENT APPLICATION
Attorney Docket No. 00689-513 (A064US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Whitty et al.
SERIAL NUMBER : 09/832,659
FILING DATE : April 11, 2001
FOR : INTERFERON-BETA FUSION PROTEINS AND USES

EXAMINER : Seharaseyon, J.
ART UNIT : 1647

Commissioner for Patents
Washington, D.C. 20231

#9
RECEIVED
JUL 01 2002 7/2/02

TECH CENTER 1600/2900

RESPONSE TO MAY 28, 2002 OFFICE ACTION

In response to the Restriction Requirement dated May 28, 2002, Applicants provisionally elect the invention of Group I (Claims 1-9, 28, 29 and 31), drawn to a protein, with traverse. Applicants assert that the subject matter of Group I and Group II (Claims 10-18, 23-25 and 30, drawn to a fusion protein) are substantially the same. The claims of Groups I and II recite a polypeptide comprising the amino acid sequence of a glycosylated interferon-beta. Therefore, it would not impose an additional burden to search Groups I and II simultaneously.

This response is due on or before June 28, 2002. The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311, Ref. No. 00689-513 (A064US).

Respectfully submitted,

June 25, 2002

Naomi Biswas
Ivor R. Elrifi, Reg. No. 39,529
Naomi Biswas, Reg. No. 38,384
MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY and POPEO, P.C.
One Financial Center
Boston, Massachusetts 02111
Tel: (617) 542-6000
Fax: (617) 542-2241

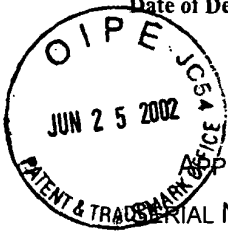
06-26-02

Express Mail Label No.: EL947115045US

Date of Deposit: June 25, 2002

1647
PATENT APPLICATION

Attorney Docket No. 00689-513 (A064US)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Whitty et al.

SERIAL NUMBER : 09/832,659

EXAMINER : Seharaseyon, J.

FILING DATE : April 11, 2001

ART UNIT : 1647

FOR : INTERFERON-BETA FUSION PROTEINS AND USES

Commissioner for Patents
Washington, D.C. 20231

RECEIVED

JUL 01 2002

TRANSMITTAL

TECH CENTER 1600/2900

Enclosed for filing for the above-referenced patent application are the following:

1. Response to Restriction Requirement dated May 28, 2002 (1 page);
2. Return postcard.

This response is due on or before June 28, 2002. The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311, Ref. No. 00689-513 (A064US).

Respectfully submitted,

June 25, 2002



30623

PATENT TRADEMARK OFFICE

Naomi Biswas
Ivor R. Elrifi, Reg. No. 39,529
Naomi Biswas, Reg. No. 38,384
MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY and POPEO, P.C.
One Financial Center
Boston, Massachusetts 02111
Tel: (617) 542-6000
Fax: (617) 542-2241

TRA 1682862v1